

# **Report to the Licensing Sub-Committee**



**Epping Forest  
District Council**

**Date of meeting: 11<sup>th</sup> September  
2013**

**Subject: Mezesphere 112-120 High Road Loughton Essex IG10 4HJ**

**Responsible Officer: Kim Tuckey 01992 564034  
Senior Licensing Officer**

**Democratic Services: Adrian Hendry, ext.4246**

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## **Decisions Required:**

**To determine the application for a Premises Licence under the Licensing Act 2003**

## **Report:**

### **Application**

1. An application has been made by Medmix Limited for a premises licence for the above premises. The application was received on the 22/7/2013 and is attached to this report. The application sets out the relevant licensing activities applied for and times requested.
2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

### **Licensing Act 2003**

3. When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote the licensing objectives. These are—
  - (a) the prevention of crime and disorder;
  - (b) public safety;
  - (c) the prevention of public nuisance; and
  - (d) the protection of children from harm.
4. It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

### **Consultation**

5. The Responsible Authorities have received a copy of the application, it was properly advertised at the premises and in a local newspaper. Responses were received from Essex Police, Environmental street Scene, & the Childrens safeguard Unit all stating no objection

6. All responsible authority's were notified and a 150 metre radius was carried out.
7. The authority has received twelve representations from local residents .
8. The Objection relates to Crime & Disorder, Public Safety and Public nuisance.

### **Guidance Issued by the Secretary of State**

9. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.
10. Sections 2.1 to 2.24 of the Guidance are relevant to this application

### **Options**

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- (a) to grant the licence as applied for subject to
  - the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives, and
  - the mandatory conditions specified in the Licensing Act 2003, or
- (b) to exclude from the scope of the licence any licensable activities to which the application relates, or
- (c) refuse to specify a person as the premises supervisor, or
- (d) reject the application

### **Determination**

The Sub-committee is asked to determine the application having regard to

- (a) the content of this report and representations
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

### **Appeal**

If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

### **Background Papers Used In Preparing This Report:**

- The Licensing Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.

<http://www.eppingforestdc.gov.uk>

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**Attached documents**

- Application for premises licence
- Responses from responsible authoritys
- Representation from local residents
- Map showing the area